

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATIONS No 5365/87

AND

SPECIAL CIVIL APPLICATION No.7396/88

For Approval and Signature:

Hon'ble MR.JUSTICE N.N.MATHUR

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1. Whether Reporters of Local Papers may be allowed to see the judgements?
 2. To be referred to the Reporter or not?
 3. Whether Their Lordships wish to see the fair copy of the judgement?
 4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder?
 5. Whether it is to be circulated to the Civil Judge?

CHANDMIYA AHMEDBHAI DHERIWALA

Versus

MUNICIPAL CORPORATION OF BARODA

Appearance:

MR SK Jhaveri for Petitioners

MR GN DESAI for Respondent No. 1

Ms. Harsha Devani, AGP for Respondent No. 2

CORAM : MR.JUSTICE N.N.MATHUR

Date of decision: 07/08/96

ORAL JUDGEMENT

For the reasons and conclusions arrived at in Special Civil Application No.7636 of 1988 decided on 22.2.1986, these Special Civil Applications are rejected. However, it is made clear that if respondent - Corporation takes decision to evict the petitioners from

the subject premises, that shall be done only in accordance with law. They shall not be dispossessed for a period of 15 days from the date of order of eviction. Rule discharged to the aforesaid extent with no order as to costs.

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